

DISTRICT ATTORNEY KINGS COUNTY

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> [INSERT NAME] Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]

Kings County Dkt./Ind. No. [#######]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: JOSE REYES

MOS TAX:

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move <u>in limine</u> to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

THE FOLLOWING NYPD ALLEGATION(S), DATED 12/01/08, ARE SUBSTANTIATED AGAINST MOS REYES: ALLEGATION:

 DEPARTMENT RULES VIOLATION CASE STATUS: CASE CLOSED: 09-11-2018

Disclosure # 2:

THE FOLLOWING NYPD ALLEGATION(S), DATED 03/10/10, ARE SUBSTANTIATED AGAINST MOS REYES: ALLEGATION:

1. SAID MOS JOSE REYES, ASSIGNED TO THE 41 PRECINCT, ON 3/13/10, SAID MOS JOSE REYES, VIOLATED
PATROL GUIDE PROCEDURE 207-21, ALLEGATIONS OF CORRUPTION AND OTHER MISCONDUCT AGAINST
MEMBER OF THE SERVICE - WHEN UPON OBSERVING HAVING BECOME AWARE OF OR UPON RECEIVING
AN ALLEGATION OF CORRUPTION OR MISCONDUCT INVOLVING A MEMBER OF THE SERVICE, DID FAIL
AND NEGLECT TO IMMEDIATELY NOTIFY THE INTERNAL AFFAIRS BUREAU, AS REQUIRED.

ACTION TAKEN: B-CD ISSUED AND INSTRUCTIONS ON REPORTING REQUIREMENTS.

CASE STATUS: CLOSED ON 08/29/2011.

Disclosure # 3:

THE FOLLOWING NYPD ALLEGATION(S), DATED 02/13/14, ARE SUBSTANTIATED AGAINST MOS REYES: ALLEGATION:

1. COURT NON-APPEARANCE-

ACTION TAKEN: LETTER OF INSTRUCTION ISSUED

Disclosure # 4:

THE FOLLOWING NYPD ALLEGATION(S), DATED 04/01/14, ARE SUBSTANTIATED AGAINST MOS REYES: ALLEGATION:

 SAID MOS JOSE REYES, ASSIGNED TO THE 41ST PRECINCT, ON 4/1/14, SAID S/O STOPPED A CIVILIAN WITHOUT SUFFICIENT LEGAL AUTHORITY.

CASE STATUS: CLOSED ON 10/01/15.

ACTION TAKEN: WARNED AND ADMONISHED

Disclosure # 5:

MOS REYES IS A NAMED DEFENDANT IN THE FOLLOWING CIVIL ACTION SUIT: RAYMOND ROMERO V. CITY OF NY ET AL 302725/2015 FILED IN BRONX SUPREME.

Disclosure #:6

THE NYPD ISSUED THE FOLLOWING CHARGES AND SPECIFICATIONS, AGAINST MOS REYES, WHO PLED GUILTY TO THE FOLLOWING:

ALLEGATION (S):

- 1. SAID MOS JOSE REYES, WHILE ON-DUTY AND ASSIGNED TO THE 41ST PRECINCT, ON OR ABOUT OCTOBER 27, 2016, TRAVELLED OUTSIDE THE CONFINES OF THE 41ST PRECINCT AND CONDUCTED A STOP IN THE CONFINES OF THE 42ND PRECINCT, SAID POLICE OFFICER THEREAFTER FAILED TO REPORT POLICE SERVICES RENDERED INSIDE THE CONFINES OF THE 42ND PRECINCT TO THE 42ND PRECINCT DESK OFFICER.
- 2. SAID MOS JOSE REYES, WHILE ON-DUTY AND ASSIGNED TO THE 41ST PRECINCT, ON OR ABOUT OCTOBER 27, 2016, DISCLOSED INFORMATION TO A PERSON KNOWN TO THE DEPARTMENT, WITHOUT POLICE NECESSITY.
- 3. SAID MOS JOSE REYES, WHLE ON-DUTY AND ASSIGNED TO THE 41ST PRECINCT, ON OR ABOUT OCTOBER 27, 2016, FAILED TO IMMEDIATELY REPORT TO HIS ANTI-CRIME SUPERVISOR OR PATROL SUPERVISOR, AND THE PLATOON COMMANDER, THAT HE HAD RECEIVED INFORMATION ABOUT A POSSIBLE FIREARM BEING POSSESSED BY THE OCCUPANTS OF A TOW TRUCK.
- 4. SAID MOS JOSE REYES, WHILE ON-DUTY AND ASSIGNED TO THE 41ST PRECINCT, ON OR ABOUT JANUARY 26, 2017, DISCLOSED INFORMATION TO A PERSON KNOWN TO THE DEPARTMENT, WITHOUT A LEGITIMATE REASON TO DO SO.
- 5. SAID MOS JOSE REYES, WHILE ON-DUTY AND ASSIGNED TO THE 41ST PRECINCT, ON OR ABOUT APRIL 2, 2017, OBSERVED A PHYSICAL ALTERCATION BETWEEN TWO INDIVIDUALS AND FAILED TO TAKE POLICE ACTION.
- 6. SAID MOS JOSE REYES, WHILE ON-DUTY AND ASSIGNED TO THE 41ST PRECINCT, ON OR ABOUT APRIL 2, 2017, OBSERVED AN INDIVIDUAL RECKLESSLY DRIVING A TRUCK IN A REVERSE, AND SOON THEREAFTER HEARD THE SOUND OF A COLLISION, FAILED TO TAKE POLICE ACTION BY NOT RESPONDING TO THE SCENE OF THE COLLISION TO RENDER AID OR TO TAKE ACTION AGAINST THE OPERATOR OF THE TRUCK.
- 7. SAID MOS JOSE REYES, WHILE ON-DUTY AND ASSIGNED TO THE 41ST PRECINCT, ON OR ABOUT AND IN BETWEEN APRIL 5, 2017 AND APRIL 7, 2017, AFTER LEARNING THE IDENTITY OF THE PERSON INVOLVED IN A PHYSICAL ALTERCATION AND A VEHICULAR ACCIDENT WITH INJURIES THAT OCCURRED ON APRIL 2, 2017, FAILED TO IMMEDIATELY TAKE POLICE ACTION OR NOTIFY THE ANTICRIME SUPERVISOR OR PATROL SUPERVISOR, AND THE PLATOON COMMANDER.
- 8. SAID MOS JOSE REYES, WHILE ON-DUTY AND ASSIGNED TO THE 41ST PRECINCT, ON OR ABOUT OCTOBER 27, 2016, ENGAGED IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, IN THAT, SAID MOS TRAVELLED OUTSIDE THE CONFINES OF THE 41ST PRECINCT INTO THE 42ND PRECINCT, IN RESPONSE TO A POSSIBLE FIREARM BEING POSSESSED BY THE OCCUPANTS OF A TOW TRUCK, WITHOUT NOTIFYING CENTRAL.

ACTION TAKEN: 12 MONTHS DISCIPLINARY VACATION, 15 SUSPENSION DAYS; AND LOSS OF 30 VACATION DAYS. CASE STATUS: CLOSED ON 10/18/2019

Disclosure # 7:

THE FOLLOWING NYPD ALLEGATION(S), DATED 08/27/18, WAS SUBSTANTIATED AS A MINOR PROCEDURAL ALLEGATION AGAINST MOS REYES:

ALLEGATION:

1. MINOR PROCEDURAL VIOLATION CASE STATUS: CLOSED ON 11/21/18.

ACTION TAKEN: SCHEDULE A COMMAND DISCIPLINE

Disclosure #8:

THE FOLLOWING NYPD ALLEGATION(S), DATED 09/22/18, ARE SUBSTANTIATED AGAINST MOS REYES: ALLEGATION:

1. ON OR ABOUT SEPTEMBER 22, 2018, POLICE OFFICER JOSE REYES, VIOLATED PATROL GUIDE PROCEDURE NUMBER 219-14, PAGES 1, PARA. 2, "DEPARTMENT COMPUTER SYSTEM" WHEN HE CONDUCTED ONE (1) INQUIRY ON DEPARTMENT COMPUTER SYSTEM NOT RELATED TO OFFICIAL DEPARTMENT BUSINESS."

CASE STATUS: CLOSED ON 03/12/20.

ACTION TAKEN: WARNED AND ADMONISHED.

Disclosure #9:

THE FOLLOWING NYPD ALLEGATION(S), DATED 05/20/20, ARE SUBSTANTIATED AGAINST MOS REYES: ALLEGATION:

1. OFF DUTY INCIDENT (NOT DOMESTIC) - TRAFFIC - OTHER VTL(SUBSTANTIATED)

CASE STATUS: CLOSED ON 08/28/20

ACTION TAKEN: VERBAL OF INSTRUCTIONS

IN ADDITION, BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure # 10:

CCRB CASE: 201403417 REPORT DATE: 04/09/14 INCIDENT DATE: 04/01/14

CCRB SUBSTANTIATED ALLEGATION(S):

- 1. FORCE—CHOKEHOLD
- 2. FORCE—OTHER
- 3. ABUSE—PHYSICAL FORCE

NYPD ACTION: B-CD ISSUED.

OTHER MISCONDUCT NOTED: OTHER MISCONDUCT

Disclosure # 11:

CCRB CASE: 201801597 REPORT DATE: 02/23/18

> Eric Gonzalez District Attorney Kings County